

TYLER DIVISION

REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE

(document [#177](#)) be dismissed.

Within fourteen days after receipt of the magistrate judge's report, any party may serve and file written objections to the findings and recommendations of the magistrate judge.

A party's failure to file written objections to the findings, conclusions and recommendations contained in this Report within ten days after service shall bar that party from *de novo* review by the district judge of those findings, conclusions and recommendations and, except upon grounds of plain error, from attacking on appeal the unobjected-to proposed factual findings and legal conclusions accepted and adopted by the district court. *Douglass v. United Services Auto. Assn.*, 79 F.3d 1415, 1430 (5th Cir. 1996) (*en banc*).

So **ORDERED** and **SIGNED** this **11** day of **March, 2010**.


JUDITH K. GUTHRIE
UNITED STATES MAGISTRATE JUDGE